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Region VIII

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**Re: Richardson Flat Tailings Site
Summit County, Utah**

Dear Matt:

This firm represents ASARCO Incorporated ("Asarco") in connection with the Richardson Flat Tailings Site. Asarco understands that a letter dated June 7, 2000 was sent to the company from your office with respect to a proposed draft Administrative Order on Consent ("AOC") for a focused remedial investigation and feasibility study ("RI/FS") at the Site. Unfortunately, the company has been unable to locate that letter and its attachments. On Friday, June 23, 2000, Mr. Jim Christiansen faxed to me a copy of the letter to Asarco which you sent. In addition, ARCO has furnished us with a copy of the draft AOC although the copy we received is somewhat illegible. Finally, we have not received copies of the draft Statement of Work or Work Plan for the RI/FS.

We would appreciate your sending us as soon as possible a copy of the complete package for the Richardson Flat Tailings Site including the letter to Asarco, the draft AOC and its attachments. Your expediting this request would be appreciated.

Asarco does intend to respond to the June 7, 2000 letter and as you are aware from working with Asarco at other sites, the company intends to cooperate with EPA as appropriate. The company is currently in discussions with ARCO as well as United Park City Mines Company in the hope that a joint proposal may be forthcoming. Because of the delay in receiving this information, however, it is unlikely that an executed Consent Order by June 30, 2000 will be possible. Nonetheless, Asarco is prepared to work with the other parties and EPA to respond to EPA's request as expeditiously as possible.

We also note from the draft AOC that EPA is in the possession of previous investigations including a "Site Inspection Analytical Results Report for Richardson Flat Tailings (Ecology and Environment, 1985) and the Removal Assessment Final Report (Ecology and Environment, 1993). It would substantially advance our efforts to reach agreement with the other parties with regard to a proposal to EPA if we had copies of these documents. Therefore, we would appreciate your sending them to us as soon as possible.

Thank you for your cooperation. If you have any questions, please feel free to give me a call.

Very truly yours,



Michael R. Thorp
Attorney for ASARCO Incorporated

cc: Kevin McCaffrey, Esq.
Donald A. Robbins